



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

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ಭಾಗ ೪೧

ರಾಜ್ಯದ ವಿಧೇಯಕಗಳ ಮತ್ತು ಅಪುಗಳ ಮೇಲೆ ಪರಿಶೀಲನಾ ಸಮಿತಿಯ ವರದಿಗಳು, ರಾಜ್ಯದ ಅಧಿನಿಯಮಗಳು ಮತ್ತು ಆಧ್ಯಾದೇಶಗಳು, ಕೇಂದ್ರದ ಮತ್ತು ರಾಜ್ಯದ ಶಾಸನಗಳ ಮೇರೆಗೆ ರಾಜ್ಯ ಸರ್ಕಾರವು ಹೊರಡಿಸಿದ ಸಾಮಾನ್ಯ ಶಾಸನಬಳ್ಳ ನಿಯಮಗಳು ಮತ್ತು ರಾಜ್ಯಾಂಗದ ಮೇರೆಗೆ ರಾಜ್ಯಪಾಲರು ಮಾಡಿದ ನಿಯಮಗಳು ಹಾಗೂ ಕನಾಟಕ ಉಚ್ಚಾ ನ್ಯಾಯಾಲಯವು ಮಾಡಿದ ನಿಯಮಗಳು

Rural Development and Panchayat Raj Department

Mahatma Gandhi National Rural Employment Guarantee Scheme Karnataka - 2021

Notification

No: RDC-EGS/155/2021, dated:16-02-2022.

The Government of India has passed the National Rural Employment Guarantee Act, 2005 (Central Act No.42 of 2005) which give legal guarantee of at least one hundred days of wage employment in a financial year to rural households, whose adult members volunteer to do unskilled and manual work.

Whereas the implementation of the Act calls for the formulation of Rural Employment Guarantee Scheme by the State Governments. Accordingly the Government of Karnataka has formulated the Scheme called “National Rural Employment Guarantee Scheme Karnataka-2007”.

Therefore in exercise of the powers conferred under sub-section(1) of Section 4 of National Rural Employment Guarantee Act, 2005, the Government of Karnataka has notified Amendment to “National Rural Employment Guarantee Scheme Karnataka-2007” vide official Gazette dated:08-12-2021 and invited objections and suggestions from all persons likely to be affected. No objections and suggestions were received within stipulated period of 15 days for the said notification.

Now, therefore, in exercise of the powers conferred under sub-section(1) of Section 4 of National Rural Employment Guarantee Act 2005, the Government of Karnataka hereby make and notify the following Scheme for providing Guarantee of Employment to rural households.

1. Short Title & Commencement and extent:

- (1) This scheme may be called The Mahatma Gandhi National Rural Employment Guarantee Scheme Karnataka - 2021
- (2) The scheme extends to whole of Karnataka.
- (3) It shall come into force on date of notification by the State Government in Official Gazette.

2. Objectives:

The Mahatma Gandhi National Rural Employment Guarantee Scheme Karnataka shall have the following objectives;

- (1) To provide livelihood security to the households in rural areas of the state by providing not less than 100 (one hundred) days of guaranteed wage employment in every financial year to every household, whose adult members volunteer to do unskilled and manual work.
- (2) Creation of durable assets and strengthening the livelihood resource base of rural poor.

3. State Employment Guarantee Fund

The State Government shall, by notification, establish a Fund to be called the State Employment Guarantee Fund to be expended and administered according to the Rules.

4. Funding pattern

- (1) The Scheme shall be implemented as a Centrally Sponsored Scheme (CSS) on cost sharing basis between the Centre and the State in the ratio of nearly 90:10.
- (2) The Government of India funds shall be utilized for the following:
 - (i) Cost of unskilled labour wages
 - (ii) Three fourths of material component.
 - (iii) Administrative Cost
 - (iv) The cost of capacity building
 - (v) Establishment of Programme Officer with the supporting Staff.
- (3) The State Employment Guarantee Fund shall be spent for the following:
 - (i) 25% of the material component.
 - (ii) Unemployment allowance
 - (iii) Administrative expenses of the State Employment Guarantee Council.
 - (iv) Other expenses related to implementation of the Scheme but not permitted by Government of India guidelines.
 - Material component includes cost of material, wages to skilled and semiskilled labourers.

- (4) (1) All wage payments to the workers are to be credited into the accounts of the workers in the Bank/Post Offices, unless exempted by the Ministry in special circumstances. The credit may either happen using the banks/Post office account details or using the Aadhaar number of the beneficiary with which the account may be linked.
- (2) The Government of India may release their share of material funds to the State Government directly. The State Government, after adding their share of funds, may release funds to the districts based on the proposals submitted by the District Programme Coordinator.

5. Provision for Administrative Cost

The administrative cost of the Scheme shall be as fixed by the Government of India from time-to-time. The administrative cost includes expenditure towards information, Education and Communication, capacity building, staff cost, Management Information System and Operations and Maintenance.

6. Non-Negotiable

- (1) Every registered rural household shall be provided not less than 100 days of wage employment, on demand, in a financial year.
- (2) Payment of wages shall be made at least once in a fortnight
- (3) Equal wages shall be paid to men and women
- (4) Contractors and labour displacing machinery shall not be engaged.
- (5) Every Gram Panchayat shall, after considering the recommendations of the Gram Sabha and the Ward Sabhas, prepare a development plan and maintain a shelf of possible works to be taken up under the Scheme as and when demand for work arises.

7. Rights and Entitlements

- (1) Every adult member whose name appears in the Job Card shall be entitled to apply for unskilled manual work.
- (2) All persons belonging to a household who are registered as workers shall be entitled to employment under the Scheme for as many days as each applicant may request, subject to a maximum of one hundred days per household in a given financial year or as notified by the appropriate Government.
- (3) If an applicant is not provided with such employment within fifteen days of receipt of his/her application seeking employment or from the date on which the employment has been sought in the case of an advance application whichever is later, he/she shall be entitled to a daily unemployment allowance subject to the entitlement of the household at the rate which shall not be less than one fourth of the wage rate for the first 30 (thirty) days of the financial year and not less than one half of the wage rate for the remaining period of financial year.

- (4) As far as possible the applicant shall be provided work within the village. If an applicant is provided employment outside a radius of five kilometers of the village where he/she resides at the time of applying he/she should be paid an extra 10% of the prevailing wage rate to meet additional transportation and living expenses.
- (5) Priority shall be given to women in such a way that at least one-third of the wage seekers shall be women who have registered and requested for work.
- (6) In case the payment of wages is not made within 15 days from the date of closure of the muster roll, the wage seekers shall be entitled to receive payment compensation for the delay, at the rate of 0.05% of the unpaid wages per day of delay beyond the 16th day of closure of muster roll.
- (7) There shall be no discrimination solely on the ground of gender and the provisions of the Equal Remuneration Act. 1976 (25 to 1976) shall be complied with.
- (8) Workers shall be provided with work site facilities like safe drinking water, shade for children and period of rest, first – aid box with adequate material for emergency treatment of minor injuries and other health hazards connected with the work.
- (9) If the number of children below the age of five years accompanying the workers at any site is five or more, one woman worker shall be engaged to look after the children and she shall be paid wage rate.
- (10) In case of any injury caused to a person employed under the Scheme by accident arising out of and in the course of his/her employment, such person shall be provided with medical treatment as required, free of cost.
- (11) Where hospitalization of the injured worker is necessary, such arrangements shall be made including accommodation, treatment and medicines. The injured worker shall be paid a daily allowance not less than half of the wage rate.
- (12) If the person employed under the scheme meets with death or becomes permanently disabled by accident arising out of and in the course of employment, he/she or his/her legal heirs shall be paid an ex-gratia as per entitlements under the Pradhan Mantri Suraksha Bima Yojana or as may be notified by the Central Government.
- (13) In case of any personal injury caused by accident to a child accompanying any person who is employed under the Scheme, such person shall be entitled to medical treatment free of cost and for the child and in case of death or disablement of the child due to said accident an ex-gratiashall be paid to the legal guardians as determined by the State Government.

8. Implementation Arrangements

- (1) At the village level the Gram Panchayat shall be the principal authority for planning and implementation of the Scheme. The Gram Panchayat shall be responsible for

identification of the works in the Gram Panchayat area as per the recommendations of the Ward Sabha and Gram Sabhas and for executing and supervising such works.

- (2) The Panchayat Development Officer shall be responsible for receiving applications for registration and for issuance of Job cards. The Panchayat Development Officer shall be the Programme Officer for all the works executed by the Gram Panchayat. There shall be a Gram Panchayat Secretary to assist the Panchayat Development Officer in maintaining the records and also to assist the Personnel of the respective Executing Agencies.
- (3) At the Taluk level, the Taluk Panchayat shall be the principal authority for planning and implementation of the Scheme; The Executive Officer of the Taluk Panchayat shall be the Programme Officer at the Taluk level and he/she shall, assist the Gram Panchayats and the Taluk Panchayat in carrying out its functions under the Scheme. The Taluk Programme Officer shall be provided with such additional support as may be required from time-to-time.
- (4) The Taluk Programme Officer will have a critical role in coordinating implementation processes at the Taluk level. He/She will be responsible for scrutinizing the Gram Panchayat Rural Employment Guarantee Scheme plans, ensuring that they match with demand for employment, that implementing agencies start works on time, that the demand for employment is met within time and workers receive their due entitlements. His important functions include ensuring the social audit by the Gram Sabha, disposing complaints and grievance redressal. The Taluk Programme Officer will assist the Taluk Panchayat in carrying out its functions under the Scheme. The Taluk Programme Officer shall function under the direction, control and superintendence of the District Programme Coordinator and will also be accountable to the Taluk Panchayat.
- (5) There shall be an Additional Programme Officer called the Assistant Director, Rural Employment, at each Taluk level. The Assistant Director (Rural Employment) shall perform the following functions:
 - I. To assist the Executive Officer of the Taluk Panchayat in the implementation of MGNREGS.
 - II. To prepare focused action plans for the inclusion of vulnerable categories like SC/ST/Women/Persons with disabilities/women in special circumstances,
 - III. Coordination of training and IEC activities.
- (6) At the District-level, the Zilla panchayat shall be the principal authority for planning and implementation of the Scheme. The Zilla Panchayat shall approve the District Rural Employment Guarantee Scheme Plans, which include the consolidated Taluk Rural Employment Guarantee Scheme plans, its own proposals and project proposals received from other Line Departments, other executing agencies such as any local

authority or Government undertaking or Non-Governmental Organization authorized by the Central or the State Government, reputed NGO's having a proven track record performance, co-operative societies with a majority share holding by the taken under the scheme. It shall also review the programme implementation, supervise and monitor projects taken up at the District and Taluk levels.

- (7) The Chief Executive Officer of the Zilla Panchayat shall be the District Programme Coordinator for the implementation of the Scheme in the District. He/She shall be assisted with such support as may be required from time-to-time.
- (8) At the State level; the Principal Secretary/Secretary, Rural Development and Panchayat Raj Department (entrusted with the charge of the scheme) shall be the State Programme Coordinator. He/She shall be assisted by the Commissioner, Rural Development and such other subject specialists and support staff as may be required from time-to time.
- (9) The State Government shall set up the Employment Guarantee Fund, Provide Budget provision for the release the State share, notify Rural Standard Schedule of Rates from time to time, conduct impact assessment and evaluation studies. The State Government shall set up the Karnataka State Employment Guarantee Council under Section 12(1) of the National Rural Employment Guarantee Act, 2005. The Karnataka State Employment Guarantee Council shall be the advisory body for the purpose of the Mahatma Gandhi National Rural Employment Guarantee Scheme Karnataka.
- (10) Non-Governmental Organizations may be involved as partners in community mobilization, capacity building, social audit and monitoring of processes relating to rights and entitlements of the workers.

9. Registration and issuance of Job Card

- (1) Any adult person of a household may on behalf of the member of the household apply to the Gram Panchayat, in the jurisdiction of which they reside, for registration of their household under the scheme and for issuance of a Job Card. The application may be in a printed form (Form-1) or on a plain paper containing the name of the adult members, their age, and address of the household. The Panchayat Development Officer shall receive applications and issue a dated receipt and enter the details in the Register of applications for Registration. After that, the Panchayat Development Officer shall make due enquiry and issue the Job Card.
- (2) A House hold Job Card with unique Registration number will be issued by to the household that has been registered. The Panchayat Development Officer shall also maintain these details in the House hold Job Card issue register. Stamp size photographs of the adult members of the household must be affixed to the Job Card within one month from the date of issue of the Job Card.

- (3) The Panchayat Development Officer will ensure that the job card is updated from time to time. The wage-days provided and the wages paid to the workers shall be reflected in the Job Card and the Employment Register.
- (4) Addition or deletion of members eligible to seek work shall be carried out in the Job Card as and when required. The updated list shall be sent to the Taluk Programme Officer, every month.
- (5) A cardholder may apply to the Grama Panchayat for a duplicate card if the original card is lost or damaged. The Panchayat Development Officer shall verify the case and issue a duplicate card within seven working days of receipt of the application, after collecting the fee as may be prescribed.
- (6) The list of all registered job cards shall be displayed at the Gram Panchayat's notice board.

10. Application for work and work allotment

- (1) Individuals / Groups of wage-seekers having Job Cards shall give individual or group applications, as the case may be, on a plain paper or in a printed form(Forms-6) or any other electronic application notified by the Government. Advance application giving details of the specific period of employment sought in the year may also be submitted. The same person/ group may submit multiple applications provided that the corresponding periods for which employment is sought do not overlap.
- (2) The Panchayat Development Officer shall accept the applications for work. The wage seeker shall be provided with the stamped receipt of the application and the demand shall be entered in the NREGA soft website or such other websites notified by the Government within two working days.
- (3) The Gram Panchayat shall direct the applicant or group of applicants in writing (Form-8), to work in any ongoing work or by starting a new work, within fifteen days of receiving applications seeking work or from the date of work being sought in case of advance application, whichever is later. Public notices of Intimation in respect for work shall be in Form-9.
- (4) Disabled persons may be provided wage-employment by entrusting suitable work in the form of services that are identified as integral to the programme.
- (5) if it is not possible to provide work within the Gram Panchayat area, the Panchayat Development Officer shall forward the applications for work to the Taluk Programme Officer. The Taluk Programme Officer shall coordinate with other Grama Panchayats within the Taluk and issue letters of employment to the applicants in the Gram Panchayat where work is available, by marking a copy to both the Panchayat Development Officers concerned.

11. Unemployment Allowance

If an applicant is not provided employment within fifteen days of receipt of the application seeking work or from the date on which the employment has been sought, in case of advance application, whichever is later, he/she can apply for unemployment allowance. Payment of Unemployment Allowance shall be governed by Karnataka State Payment of Unemployment Allowance Rules – 2006.

12. Type of Works

The focus of the Scheme shall be on the following works in their order of priority:

- i) Water conservation and water harvesting including renovation of traditional water bodies
- ii) Drought proofing (including afforestation and tree plantation).
- iii) Agriculture and allied activities namely ,farm bunds, farmponds, open well, horticulture, sericulture, bio fertilizers, cattle/goat/poultry/piggery, shelter etc.,
- iv) Flood control and protection work, including drainage in water-logged areas.
- v) Rural connectivity to provide all-weather access.
- vi) Any other work, which may be notified by the Central Government in consultation with the State Government.
- vii) The Zilla Panchayat may propose, through a resolution, works that are in compliance of the provisions of the act to address any district-specific needs.

In order to ensure that the adequate investments under Employment Guarantee Scheme are channelized towards Natural Resource Management(NRM), not less than 65% of the expenditure at the Gram Panchayat level should be towards NRM works. Roads can be taken up as last priority not exceeding 10% of the expenditure at each Gram Panchayat.

13. Planning for Shelf of Works

- (1) The annual planning process for the next financial year should be completed by the December end of every year, including approval of the Plan by the Zilla Panchayat. The District Programme Coordinator shall prepare a labour budget for the next financial year containing the details of the anticipated demand for unskilled manual work in the district, which shall be the basis for planning.
- (2) The District Programme Coordinator shall work out the value of all works that need to be taken up to meet the anticipated labour demand and communicate the value of works to be identified by the Gram Panchayats.
- (3) For all works taken up under the scheme by the Gram Panchayats and other implementing agencies, the cost of material components including the wages of the skilled and semi skilled workers shall not exceed forty percent at the District level.

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- (4) The Gram Panchayat shall facilitate conduct of Ward Sabhas and Gram Sabhas for identification and prioritization of works within the allocation indicated to it by the District Programme Coordinator.
 - (5) The Gram Panchayat shall approve it as the Gram Panchayat Rural Employment Guarantee Scheme Plan duly showing the priority of the works.
 - (6) The Gram Panchayat shall forward its Rural Employment Gurantee Scheme Plan to the Taluk Programme Officer along with the indication of works it proposes to execute by itself.
 - (7) If the identified works are not sufficient to meet the anticipated wage demand., the Taluk Programme Officer can call for additional proposals from the Gram Panchayat.
 - (8) The Taluk Programme Officers shall scrutinize the annual plan received from the Gram Panchayat for its technical feasibility and satisfy himself that the Plan meets the likely demand for employment based on the registrations and previous experience.
 - (9) The Taluk Programme Officers shall examine the proposals in the annual plan and record observations on the proposals and submit a consolidated statement of proposals to the Taluk Panchayat.
 - (10) The Taluk Panchayat shall propose works within the allocations indicated by the District Programme Coordinator. Taluk Programme Officers shall consolidate the Rural Employment Guarantee Scheme Plans received from the Gram Panchayats and submit the same to the Taluk Panchayat for approval. The Taluk Panchayat shall maintain the priority indicated by the Gram Panchayat. It shall not reject the work proposed by the Gram Panchayat, if it is within the parameters of the Act. If it is outside the parameters of the Act, then it will be returned to the Gram Panchayats for replacing it with a valid proposal. The Taluk Programme Officers shall forward the approved Taluk Rural Employment Guarantee Scheme Plan to the District Programme Coordinator.
 - (11) The District Programme Coordinator shall scrutinize the plan proposals of all the Taluk Panchayat examining the adequacy and appropriateness of works in terms of likely demand as well as their technical and financial feasibility. He/she will also invite and examine work proposals from other executing agencies such as any local authority or Government undertaking or non-governmental organization authorized by the Central or the State Government, reputed NGO's having a proven track record performance, co-operative societies with a majority share holding by the Central or the State Government and self help groups. He/she will consolidate all these proposals and place before the Zilla Panchayat. The Zilla Panchayat shall propose works within its allocation and approve the District Employment Guarantee Scheme Plan. The plans approved by the Zilla Panchayats are submitted to the Government.

14. Rural Standard Schedule of Rates

There shall be a separate Rural Standard Schedule of Rates prepared for the works taken up under the Scheme. The unit rates for different types of tasks shall, be so fixed, that a worker will be able to earn minimum wages for agriculture labour, fixed by the State Government from time-to-time.

15. Estimation and Technical Sanctions

Preparation of Estimates, Administrative and Technical sanctions, measurement of works, shall be as per the provisions contained in the Karnataka Panchayat Raj (Budget of Accounts Rules), of ZillaPanchayat, TalukPanchayat and Gram Panchayat respectively.

16. Execution of Works

- (1) At least 50% of the works in terms of cost shall be allotted to Gram Panchayat for execution. Based on the demand for employment from the wage seekers the Panchayat Development Officer shall issue letters for commencement of works. The Taluk Programme Officer shall issue letters for commencement of works to the line departments or other recognized agencies. Every Gram Panchayat shall maintain a Register of works.
- (2) On receiving the commencement letter, the executing agencies shall start the work immediately.
- (3) While executing the works, the norms under the Scheme shall be followed.
- (4) The electronic Muster Rolls shall be issued by the Gram Panchayat Programme Officer through NREGA soft website. Each electronic Muster Roll shall be uniquely numbered and shall be closed within three days of date of closure of electronic Muster Roll. The electronic Muster Roll shall be issued only for maximum of seven days.

17. Wages for Unskilled Labourers

- (1) Equal wages shall be paid to both men and women. The payment of wages shall be made at least once in a fortnight. The district-wise average wage earned by the workers shall also be brought to the notice of the State Council every year. The wages shall be paid electronically to the bank accounts of the beneficiaries through Electronic Fund Management System(EFMS).
- (2) It shall be ensured that the number of days of work and payment are entered in the Household job Card and the same shall also be entered in the Employment Register maintained at the Grama Panchayat level. In respect of all villages where there is a Bank Branch within the village, a worker shall be assisted to open an account so that their wages can be adjusted to their accounts.

18. Closing of Works and Data Management

The work shall be closed by the executing agency with a completion report. Each Gram Panchayat and every executing agency shall maintain a register of all works sanctioned, executed and completed.

19. Audit of Accounts

Audit of the accounts under, the Scheme shall be compulsory. Regular audit of accounts of Grama Panchayat, Taluk Panchayat and Zilla Panchayat will be conducted by the respective Statutory Auditors as per the Rules in vogue. The District Programme Co-ordinator shall arrange to conduct Financial Audit of the Scheme accounts of the District, by the registered Chartered Accountants empanelled by the State Government.

20. Vigilance and Quality Assurance

- (1) Independent Vigilance and Quality Assurance teams shall be engaged to monitor the implementation of the Employment Guarantee Scheme.
- (2) A committee constituted under Section 61-A of the Karnataka Gram Swaraj and Panchayat Raj Act, 1993, shall act as Village Vigilance and Monitoring Committee.

21. Social Audit and Right to Information

- (1) Social Audit shall be taken up to make the planning, implementation and evaluation of Employment Guarantee Scheme more participatory, transparent and accountable. Social audit shall not be retrospective but an ongoing process of participation to ensure that legal guarantees and entitlements flow to the workers in a legitimate way. Social audit shall be done in three stages-before, during and after implementation. Social audit shall be integrated into the critical activities of Employment Guarantee Scheme.
- (2) An information Board shall be displayed by the Gram Panchayat at every village of Gram Panchayat area. The Board should contain information like task-wise wage rates to be adopted for the year, non-negotiables, important guidelines, shelf of works identified, work wise number of labour working, materials procured and consumed expenditure etc.
- (3) An Officer nominated by the Government at District, Taluk and Gram Panchayat levels shall be the Public Information Officers for the Scheme, under the Right to Information Act, 2005. The Public Information Officers shall make available copies of the documents/registers for verification and provide information on cost as per the provisions of the Right to Information Act, 2005.

22. Monitoring and Evaluation

- (1) District Programme Co-ordinators shall ensure that all community works are inspected by the quality monitors regularly. The Taluk Panchayat Assistant Director, Rural Employment shall inspect atleast 10% of community works, Taluk Programme Officer shall inspect atleast 3% of the community works. The District Programme Co-ordinators

shall inspect atleast 1% of the community works. Individual Assets created under MGNREGA shall be inspected by quality monitors by taking a random sample of atleast 5% of the works completed in the financial year.

- (2) The Panchayat Development Officer shall submit an annual report regarding the implementation of the scheme and send to Taluk Programme Officer. The Taluk Programme Officer shall compile and analyse this report and take appropriate remedial actions. He/She shall forward the reports to District Programme Coordinator with specific remarks. The District Programme Coordinator shall send the reports to the State Programme Coordinator monthly. The State Programme Coordinator shall submit reports, monthly to the Government of India. The State Employment Guarantee Council shall submit an annual report to the State Legislature regarding the implementation of the scheme.
- (3) The State Programme Coordinator shall empanel reputed agencies to carry out impact assessment of the scheme from time-to-time. The District Programme Coordinator shall engage agencies to carry out studies specific to district, which are not covered by the agencies employed by State Programme Coordinator. The Impact Assessment Reports shall be placed before the State Employment Guarantee Council and also submitted to the Government of Karnataka and the Government of India. The State Programme Coordinator shall take appropriate measures based on the findings of the above studies.

23. Grievance Redressal Mechanism

All grievances regarding the implementation of the scheme shall be enquired into and action initiated within seven days by the Panchayat Development Officer at Gram Panchayat level, Taluk Programme Officer at the Taluk level and District Programme Coordinator at the district level. Details of the grievances received and disposed off at each level should be maintained in the Grievances Register. Acknowledgments shall be given for any compliant/report of grievances received.

By Order and in the name of the
Governor of Karnataka

(K. Nadeem Ahmed)
Under Secretary to Government
Rural Development and Panchayath Raj Department

GOVERNMENT OF KARNATAKA

No.HD 06 CNA 2021

Karnataka Government Secretariat,
Vidhana Soudha
Bengaluru, Dated: 23.02.2022

NOTIFICATION

The draft of the following rules further to amend the Karnataka Cinemas (Regulation) Rules, 2014, which the Government of Karnataka proposes to make in exercise of the powers conferred by section 19 of Karnataka Cinema (Regulation) Act, 1964 (Karnataka Act 23 of 1964) is hereby published as required by sub-section (1) of the said section for the information of all the persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration after thirty days from the date of its publication in the Official Gazette.

Any objection and suggestion, which may be received by the State Government from any person with respect to the said draft before the expiry of the period specified above, will be considered by the State Government Objections and suggestions may be addressed to the Additional Chief Secretary to Government, Home Department, Vidhana Soudha, Bengaluru-560 001.

DRAFT RULES

1. Title and Commencement.-(1) These rules may be called the Karnataka Cinemas (Regulation) (Amendment) Rules, 2022,

(2) They shall come into force from the date of their final publication in the Official Gazette.

2. Amendment of Rule 21.- In the Karnataka Cinemas (Regulation) Rules, 2014 (hereinafter referred to as the said rules) in rule 2, in clause (21) the following shall be substituted, namely:-

"(21) Multiplex Complex" means a building accommodating housing an entertainment and cultural center including cinema theatres, restaurant, shops, Sales, Lodge/Rooms, Bars, Museum, etc.

Explanation:- In case of Multiplex Complex, the portion of the permanent building used for the purpose of Cinema theatres, auditorium including the areas for all ancillary uses such as projector room, toilets, entrance /exit lobbies/ corridors, food kiosks/cafes/canteens, games and food-court attached to the theatre, ticket counters shall only be considered;

3. Amendment of Rule 25.- In rule 25 of the said rules, in sub-rule (1) for the words " District fire officer of Fire and Emergency Services of" the words "District fire officer of Fire and Emergency Services or" shall be Substituted.

4. Amendment of Rule 26.- In rule 26, of the said rules,-

(i) in sub-rule (1), in clause (h), in sub-clause (ii), the following shall be substituted, namely:-

"In Multiplex Complex the vehicle parking requirement for cinema Theatres shall be as specified above or remaining portion of the building as provided in the respective zoning regulations. In such cases, vehicle parking for the theatres portion shall be exclusively earmarked in the total parking requirement for the whole building.

Provided that, a suitable parking arrangements shall be earmarked for physically challenged person".

(ii) in clause (i), in the second proviso, for the word "Distance" the word "setback" shall be substituted.

5. Amendment of Rule 27.- In rule 27, of the said rules, in sub-rule (2), for the words "No Objection Certificate" the words "Building Plan" shall be substituted.

6. Amendment of Rule 29.- In rule 29 of the said rules,-

(i) in sub-rule (1), for the words and figures "under rule 24" the words and figures "under rule 30" shall be substituted.

(ii) sub-rule (4), shall be omitted.

(iii) sub-rule (5), shall be renumbered as sub-rule (4) and after so renumbering the following shall be substituted, namely:-

"(4) The Licensing Authority shall consult the Executive Engineer, Public Works Department of the district, and Electrical Inspector of the district before granting permission for constructing an additional cinema as in sub-rules (1) to (3) above".

7. Amendment of Rule 31.- In rule 31 of the said rules,-

(i) in sub-rule (1), shall be omitted.

(ii) for sub-rule (2), the following shall be substituted, namely:-

"(2) On receipt of the application along with Plans as specified in rule 30 & rule 83, the Licensing Authority shall forward the connected records to the Executive engineer, Public works department of the district. The Executive Engineer, public works department shall examine the design calculations, and if satisfied after scrutiny that the building if constructed as per the specifications and designs would be sound

enough, he shall within fifteen days forward his report to the Licensing Authority, attaching a certificate that the specifications and designs are acceptable:

Provided that, In the case of Multiplex Complex, the applicant shall obtain an approval of Plans for the Commercial portions from the Local Authority or Town Planning Officer of the district/area. Thereafter, submit, plans for the Cinema Theatre floors before the Licensing Authority for approval under cinema regulations”.

8. Amendment of Rule 34.- In rule 34 of the said rules, in sub-rule (2), in clause (v), after the words "the theatre portion" the words and figures "if the entire floors height exceed above 15 meters" shall be inserted.

9. Amendment of Rule 37.- In rule 37 of the said rules, in sub-rule (1), after the existing proviso, the following in new proviso shall be inserted, namely:-

“Provided further that if the Cinema theatres / multiplex is shut-down for continuous period of 7 days for any of the following: reasons like Force Majeure / act of god/ on or shutdown due to government order/ strike and bandh, state wide or nation-wide and lockdown, etc. until the business resumes after such situations, for that period and for such reasons the license period will be extended”

10. Amendment of Rule 39.- In rule 39 of the said rules, in sub-rule (1), for the words and figures "sub-rule (1) and (2) of rule 31" the words and figures “sub-rule 2 of rule 31” shall be substituted.

11. Amendment of Rule 41.- In rule 41 of the said rules, for the words, figures and letters "before 8.00 A.M." the word, figures and letters "before 6.00 A.M." and for the words, “figures and letters "after 10.00 P.M." the word, figures and letters “after 10.30 P.M” shall be substituted.

12. Amendment of Rule 48.- In rule 48 of the said rules, in sub-rule (10),-

- (i) in clause (i), in the proviso, after the words “Craft Course” the words “Computer Course” shall be inserted.
- (ii) after the words “the cinema operator permit” the words “Such candidate shall be got endorsed in favour of the theatre as Digital Projector Operator” shall be inserted.
- (iii) clause (iii), shall be omitted.

13. Amendment of Rule 83.- In rule 83, of the said rules, in the proviso, after the words “cafes/canteens” the words “ games and food court” shall be substituted.

14. Amendment of Rule 87.- for rule 87, of the said rules, the following shall be substituted, namely:-

“87. Fees for regrant of licence.- For re-grant of every license, the same rate of fee as specified in rule 28 and sub-rule 8 of rule 34 shall be charged as per Government Order No:HD 32 CNA 2017, Dated:19-04-2021”

By order and in the name of the
Governor of Karnataka

(S.Suresh Babu)
Under Secretary to Government
Home Department(Prisons & Cinema)

PR-166

GOVERNMENT OF KARNATAKA

No. DPAR 20 SSC 2022

Karnataka Government Secretariat,
Vidhana Soudha,
Bangalore, Dated:21.02.2022.

NOTIFICATION

The draft of the following rules further to amend the Karnataka Recruitment of Gazetted Probationers (Appointment by Competitive Examinations), Rules, 1997 which the Government of Karnataka proposes to make in exercise of the powers conferred by sub-section (1) of section 3 read with section 8 of the Karnataka State Civil Services Act, 1978 (Karnataka Act 14 of 1990) is hereby published as required by clause (a) of sub-section (2) of section 3 of the said Act, for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration after fifteen days from the date of its publication in Official Gazette.

Any objection or suggestion which may be received by the State Government from any person with respect to the said draft before the expiry of the period specified above will be considered by the State Government. Objections and suggestions may be addressed to Secretary to Government, Department of Personal and Administrative Reforms, Vidhana Soudha, Bangalore-560001.

DRAFT RULES

1. Title and commencement- (1) These rules may be called the Karnataka Recruitment of Gazetted Probationers (Appointment by Competitive Examinations) (Amendment) Rules, 2022.

(2) They shall come into force from the date of their publication in the Official Gazette.

2. Amendment of Schedule II: In the Karnataka Recruitment of Gazetted Probationers (Appointment by Competitive Examinations) (Amendment) Rules, 1997, in Schedule II,-

(1) Under the heading “Section I” under the sub-heading ‘**Part-C Personality test**’, in clause (2), for the words and figures ‘**maximum of 50 marks**’ the words and figures “**maximum of 25 marks**” shall be substituted;

(2) under the heading “Section II” in sub-heading “Part-B”,-

- (i) in the table, for Personality Test, the figure “**50**” shall be substituted as figure “**25**”, and
- (ii) in the table, for Grand Total, the figure “**1300**” shall be substituted as figure “**1275**”.

By Order and in the name of the Governor of Karnataka,

(Shantharaju. H.K.)
Under Secretary to Government,
Department of Personnel and
Administrative Reforms
(Services-7)

PR-167

HIGH COURT OF KARNATAKA
N O T I F I C A T I O N

NO. HCE 1174/2011, BENGALURU, DATED 22ND FEBRUARY 2022

THE HIGH COURT OF KARNATAKA (OFFICERS AND OFFICIALS)
REVISED PAY (I AMENDMENT) RULES, 2022

In exercise of the powers conferred under Article 229(1) and (2) of the Constitution of India read with Rules 6, 7 and 11 of High Court of Karnataka Service (Conditions of Service and Recruitment) Rules, 1973, and all other powers enabling thereunto, Hon’ble the Chief Justice of High Court of Karnataka, Bengaluru, hereby makes the following Rules to amend the High Court of Karnataka (Officers and Officials) Revised Pay Rules, 2018:-

Title and Commencement:-

1. These Rules may be called as the High Court of Karnataka (Officers and Officials) Revised Pay (I Amendment) Rules, 2022.

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ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ, ಸುರುವಾರ, ೨೪, ಫೆಬ್ರವರಿ, ೨೦೨೨

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2. They shall be deemed to have come into force with effect from 6th day of October 2004 applicable to the Officers and Officials of High Court of Karnataka.

**Amendment to Rule 3 of High Court of Karnataka (Officers and Officials)
Revised Pay Rules 2018**

The following sub-rule (f) and (g) shall be inserted to the High Court of Karnataka (Officers and Officials) Revised Pay Rules, 2018 **(PRINCIPLES OF FIXATION OF PAY, FITMENT TABLE AND OTHER MATTERS CONSEQUENT THERETO)** after sub-rule (e):-

- (f) The benefit of salary in lieu of surrendered Earned Leave as provided in Rule 118 of Karnataka Civil Services Rules, shall be continued to the Officers and Officials of High Court of Karnataka, with a maximum limit of leave as being notified by the Government of Karnataka from time to time.
- (g) The Officers and Officials of High Court of Karnataka who have continued or continues in the same post for a period of 20 years, 25 years and 30 years without a single promotion in the entire service, shall be granted an additional increment on completion of 20 years, 25 years and 30 years of service in the scale of pay of the post held by them.

BY ORDER OF HON'BLE THE CHIEF JUSTICE
Sd/-
(T.G.SHIVASHANKARE GOWDA)
REGISTRAR GENERAL

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